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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY:

DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BARTELL HOTELS, A California Limited
Partnership, dba HALF MOON ANCHORAGE,

Plaintiff,

v.

M/Y CLAIRE IRENE, a 1968 Owens Motor
Yacht of Approximately 40-Foot In Length And
11-Foot In Beam, Bearing California D.M.V.
Registration No. CF 8646 ED, AND ALL OF
HER ENGINES, TACKLE, ACCESSORIES,
EQUIPMENT, FURNISHINGS AND
APPURTENANCES, *in rem*,

Defendant.

Case No. 07cv2097-L(BLM)

IN ADMIRALTY

~~SECOND PROPOSED~~ ORDER
AUTHORIZING ARREST OF
DEFENDANT VESSEL
PURSUANT TO SUPPLEMENTAL
ADMIRALTY RULE C

F.R.C.P. Supplemental Admiralty
Rules C and E.

The Court, having reviewed the Amended Verified Complaint of BARTELL
HOTELS, a California Limited Partnership, dba HALF MOON ANCHORAGE
("PLAINTIFF") and the Declaration of Philip E. Weiss, an attorney acting on its behalf, and
upon Application of PLAINTIFF for an Order Authorizing a Warrant of Arrest, finds that the
conditions for an action *in rem* appear to exist, and it is therefore

ORDERED that the immediate issuance of a Warrant for the Arrest of M/Y
CLAIRE IRENE, a 1968 Owens Motor Yacht of Approximately 40-Foot In Length and 11-
Feet In Beam, Bearing California D.M.V. Registration No. CF 8646 ED and all of her

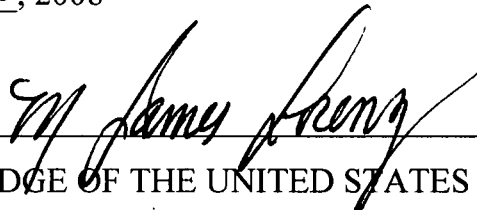
1 engines, tackle, accessories, equipment, furnishings and appurtenances (the "DEFENDANT
2 VESSEL") is authorized, and it is further

3 **ORDERED** that the Clerk of the District Court shall immediately prepare a
4 Warrant for the Arrest of the DEFENDANT VESSEL and shall deliver it to the United States
5 Marshal for the Southern District of California for service; and it is further

6 **ORDERED** that any person claiming an interest in the DEFENDANT
7 VESSEL shall be entitled upon request to a prompt hearing at which the PLAINTIFF shall be
8 required to show why the arrest should not be vacated or other relief granted consistent with
9 the Supplemental Rules for Certain Admiralty and Maritime Claims, and it is further

10 **ORDERED** that a copy of this Order be attached to and served with the said
11 Warrant For Arrest In Action In Rem.

12 Dated: January 30, 2008

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15 JUDGE OF THE UNITED STATES DISTRICT COURT
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17 Respectfully submitted on January 16, 2008 by:

18 WEISS & JONES

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20 By 

21 Philip E. Weiss
22 Attorneys for Plaintiff
23 Bartell Hotels,
24 a California Limited Partnership,
25 dba Half Moon Anchorage
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